

United States whose duty it is to enforce the provisions of an act of Congress entitled 'An Act to prohibit the manufacture, distribution, storage, use and possession in time of war of explosives, providing regulations for the sale, manufacture, distribution, storage, use and possession of the same, and for other purposes; and making it the duty of said peace officers to report to the proper officers of the United States any fact or circumstances showing or indicating a violation of said act; providing a punishment for the failure of any such peace officer to discharge the duties imposed by the provisions of this act; providing change of venue, and declaring an emergency,'"

And find the same correctly engrossed.
COX of Bee, Chairman.

TWENTY-SECOND DAY.

(Continued.)

(Monday, March 25, 1918.)

The House met at 10 o'clock a. m. and was called to order by the Speaker.

BILL ORDERED NOT PRINTED.

On motion of Mr. Bryan it was ordered that Senate bill No. 80 be not printed.

TO LIMIT USE OF WHEAT.

Mr. Bledsoe offered the following resolution:

Whereas, Great Britain, France, Belgium and Italy bore the burdens of this great war now raging almost alone until our entry, not only in fighting men, but in foods; and

Whereas, From their local conditions they can not longer supply the foods for either their soldiers in the field, the workers at home and the women and children; and

Whereas, Our people have scarcely felt an inconvenience, much less real suffering; be it

Resolved by the Legislature of the State of Texas, That not only will we support our President in every move to help win this war, but we will more especially use every effort to limit the use of wheat and wheat products as requested by Mr. Hoover; and that each member of the Legislature hereby pledges his individual efforts to this end when he returns to his home people.

Signed—Dudley, Bledsoe, Thomas, Spencer, Butler, Thomason of El Paso.

35—II

The resolution was read second time and was adopted.

INVITING GOVERNOR HOBBY TO ADDRESS THE LEGISLATURE.

Mr. Metcalfe offered the following resolution:

H. C. R. No. 12, Inviting Governor Hobby to address the Legislature.

Resolved by the House of Representatives, the Senate concurring, That our Great Democratic Governor, his Excellency Wm. P. Hobby, be most cordially invited to address the House and Senate in joint session, on Tuesday or Wednesday, March 25 or 26, 1918, at any hour he may select; and that a committee of three members of the House and two members of the Senate be appointed to convey this invitation to the Governor.

Signed—Metcalfe, Sackett, Spencer, Dudley, Taylor, Ponge, Davis of Grimes, Veatch, Beasley, Butler, Thomas, Raiden.

The resolution was read second time and was adopted.

TO PAY CERTAIN ACCOUNTS.

Mr. Butler offered the following resolution:

Whereas, It became necessary for the committee appointed to investigate the affairs of the Confederate Woman's Home to employ jitney service to carry the members and employees of the committee to the Home on several occasions; therefore be it

Resolved, That the contingent expense committee of the House be authorized to pay account for such transportation amounting to \$12.25 out of the contingent expense fund.

The resolution was read second time and was adopted.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 90, A bill to be entitled "An Act regulating the purchase of junk by persons engaged as junk dealers or in the junk business; providing for uniform affidavits of junk sellers, and for same to be kept in well bound book, subject to inspection of the public; providing punishment for the violation of

same; defining the terms 'junk dealer' and 'junk business,' and repealing all laws in conflict with the provisions of this act, and declaring an emergency."

H. B. No. 138, A bill to be entitled "An Act providing that those engaged in any business within this State, upon which the laws require the payment of a tax on gross receipts, must obtain a permit to transact such business from the Secretary of State; providing for the issuance of such permit by the Secretary of State, what the same shall contain, and that the same shall be posted in the office of the person or concern to whom issued; providing for an application to be made for such permits, and what such application shall show; the length of time such permits are to run and when those now engaged in business must obtain permits; providing for the suspension of such permits by the Secretary of State on a certificate from the Comptroller showing the holder has failed to pay his gross receipts taxes; stating the conditions, manner and method of suspending such permits and the publication of notices with reference thereto; providing for the transaction of business regulated in this act without having obtained a permit, or transacting business after such permit has been suspended and the method of collecting such penalties; authorizing suit by the Attorney General to collect such penalties, and defining the jurisdiction and venue of such suits; creating offenses for violations of this act and fixing the punishment therefor; prescribing certain duties and conferring certain authority on the Comptroller, Secretary of State and the Attorney General with reference to administering and enforcing this act; making this act cumulative of all other laws on the subject, and declaring an emergency," with amendments.

Respectfully,

J. B. BENNETT,

Assistant Secretary of the Senate.

PROVIDING FOR PRINTING REPORT
OF INVESTIGATING COM-
MITTEE.

Mr. Terrell offered the following resolution:

H. C. R. No. 13, Providing for printing report of Investigating Committee.

Whereas, The reports of the various sub-committees that investigated the different departments and institutions of the State contain the complete findings of said committee embracing valuable information concerning the con-

duct and operation of such departments and institutions, together with a financial summary or audit of receipts and disbursements, giving reasons for the recommendations contained in the brief report of the central executive committee; and

Whereas, This complete report of the sub-committees has not been printed and is not easily accessible to the members of this Legislature and the public generally; and

Whereas, It is estimated by the State Expert Printer that 500 copies can be printed for \$300, and 1000 copies can be printed for \$375; and

Whereas, It is important that the members of this Legislature and the Thirty-sixth Legislature be furnished a copy of this report, in order that they may better understand the true conditions that prevail in the management of the State's financial affairs and thereby be better prepared to enact the proper legislation to cut out the defects, irregularities and extravagance existing in the State government and place this State on a sound and economical basis; therefore be it

Resolved by the House of Representatives, the Senate concurring, That 1000 copies of the reports of the sub-committees of the State Investigating Committee, excluding the testimony, but including the financial audit, be printed under the supervision of Mr. H. V. Howerton, Secretary of the Senate Investigating Committee, and paid for out of the contingent fund of the House and Senate, and that one copy be furnished each member of the Senate and House of the Thirty-fifth Legislature, and one copy furnished each member of the Senate and House of the Thirty-sixth Legislature, and that the remaining copies be placed with the Secretary of State, and sold at a price to be fixed by the State Expert Printer.

Signed—Terrell, Ford, McDowra, Spencer, Templeton, Butler, Thomas, Burton of Rusk, Johnson of Ellis, Poage, Fly.

Mr. McCoy moved a call of the House for the purpose of maintaining a quorum pending consideration of the resolution, and the call was duly seconded.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without a written permission from the Speaker.

Mr. Spencer and Mr. Cope occupied the chair temporarily.

(Speaker in the chair.)

SENATE BILLS ON FIRST READING.

The following Senate bills were laid before the House, read first time and referred to the appropriate committees, as follows:

S. B. No. 114, to the Committee on State Affairs.

S. B. No. 112, to the Committee on Judicial Districts.

S. B. No. 106, to the Committee on Criminal Jurisprudence.

SENATE BILL NO. 69 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to a third reading,

S. B. No. 69, A bill to be entitled "An Act providing that those engaged in any business within this State, upon which the laws require the payment of a tax on gross receipts, must obtain a permit to transact such business from the Secretary of State; providing for the issuance of such permit by the Secretary of State, what the same shall contain, and that the same shall be posted in the office of the person or concern to whom issued; providing for an application to be made for such permits and what such application shall show; the length of time such permits are to run; when those now engaged in business must obtain permits; providing for the suspension of such permits by the Secretary of State on a certificate from the Comptroller showing the holder has failed to pay his gross receipts taxes; stating the conditions, manner and method of suspending such permits, and the publication of notices with reference hereto; providing penalties for the trans-action of business regulated in this act without having obtained a permit, or transacting business after such permit has been suspended and the method of collecting such penalties; authorizing suit by the Attorney General to collect such penalties and defining the jurisdiction and venue of such suits; creating offenses for violations of this act and fixing the punishment therefor; prescribing certain duties and conferring certain authority on the Comptroller Secretary of State and the Attorney General with reference to administering and enforcing this act; making this act cumulative of all other laws on the subject; and declaring an emergency."

The bill was read second time and was passed to a third reading.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 88, A bill to be entitled "An Act to repeal Articles 7074, 7366, 7367, 7368 and 7392, of the Revised Civil Statutes of the State of Texas, 1911, creating the office of State Revenue Agent, and defining his powers and duties, repealing the appropriation for said State Revenue Agent, the bill to become effective January 15, 1919, and declaring an emergency."

S. B. No. 59, A bill to be entitled "An Act to amend Section 1 of Senate bill No. 5, Chapter 7 of the General Laws of Texas, as passed by the Thirty-third Legislature at its Regular Session, and approved on February 11, 1913, as the same appears on page 8 of the General Laws of the Thirty-third Legislature at its Regular Session, the same being commonly called the 'Suspended Sentence Law,' and declaring an emergency."

The Senate has adopted H. C. R. No. 12, inviting Governor Hobby to address the Legislature. The following have been appointed on the part of the Senate: Senators Collins, Bee.

Respectfully,

J. B. BENNETT,

Assistant Secretary of the Senate.

SENATE BILL NO. 33 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to a third reading,

S. B. No. 33, A bill to be entitled "An Act to amend Articles 5396 and 5397, Revised Civil Statutes of 1911, relating to the discovery and sale of excess acreage in school surveys and their alternate private surveys, and to include the discovery and sale of excess acreage in patented alternate surveys and in surveys located by virtue of certificates issued for the construction of railroads and other works whether such did or did not obligate the owner to locate a like amount of land for the State or school fund; and all surveys and blocks of surveys located by virtue of certificates for land issued to individuals which required the location of a like

amount for the State or school fund, and in surveys sold under the fifty-cent act of July 14, 1879, Chapter 52, and the amendment thereto of March 11, 1881, Chapter 33, and to add thereto Article 5397a; and to repeal Articles 5399 and 5400, Revised Civil Statutes, 1911, and declaring an emergency."

The bill was read second time.

Mr. Bryan moved to lay the bill on the table subject to call, and the motion was lost.

On motion of Mr. Bledsoe, further consideration of the bill was postponed indefinitely.

Mr. Bledsoe moved to reconsider the vote by which the bill was postponed indefinitely and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 106, A bill to be entitled "An Act to prohibit any person other than the lawful owner, or owners, to use, traffic in, purchase, sell, convert, mutilate or destroy, or refuse to return to such owner any milk cans, milk bottles, milk jars, butter boxes, ice cream cans, or ice cream tubs branded or stamped by, or bearing the private mark of such owner."

S. B. No. 114, A bill to be entitled "An Act regulating the taxing of all money and securities deposited with the State Treasurer, or other State official or department where such securities belong to any person, firm or corporation, organized under the laws of the State of Texas; providing such money or securities shall be taxed at the residence of the person, the location of the firm, or the home office of the corporation owning same, and declaring an emergency."

C. S. S. B. No. 112, A bill to be entitled "An Act to establish and create a court to be known as the 'County Court of Jefferson County at Law No. 2,' and to prescribe its organization, jurisdiction and procedure and to conform the jurisdiction and procedure of other courts thereto, and to declare an emergency."

The Senate has concurred in House amendments to Senate bill No. 60.

Respectfully,

J. B. BENNETT,

Assistant Secretary of the Senate.

MESSAGE FROM THE GOVERNOR.

Mr. John D. McCall, private secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following message from the Governor which was read to the House:

Governor's Office,

Austin, Texas; March 25, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: In view of the indications that it will become necessary to organize a new National Guard in Texas, it is recommended that Chapter 23 of the Acts of the Third Called Session of the Thirty-fifth Legislature be repealed, and the appropriation of \$400,000 be increased to \$750,000 for the maintenance and support of the military forces of the State of Texas and for the Adjutant General's Department.

It is proposed to raise six regiments of cavalry and three regiments of infantry already authorized by the Secretary of War, and I have requested the Secretary of War that authority be given for raising a division of cavalry in Texas for special duty on the border and to relieve the forces of the regular army now stationed on the border.

There is remaining in the Treasury \$211,840.65 unexpended of the appropriation of \$400,000, which with the additional appropriation of \$350,000 hereby recommended, will amply provide for the organization of such division, and which appropriation, of course, will not be expended unless demanded by the necessities of war.

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

(Mr. Parks in the chair.)

BILLS ORDERED NOT PRINTED.

On motion of Mr. Tillotson, it was ordered that Senate bill No. 114 be not printed.

On motion of Mr. Carlock, it was ordered that Senate bill No. 106 be not printed.

MESSAGE FROM THE GOVERNOR.

Mr. S. Raymond Brooks, secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following message from the Governor, which was read to the House:

Governor's Office,
Austin, Texas, March 25, 1918.
To the Thirty-fifth Legislature in Fourth
Called Session.

Gentlemen: I submit for your consideration the subject of providing an appropriation for the purpose of establishing and conducting a camp of instruction for the Reserve Officers' Corps of the University of Texas.

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

SENATE BILL NO. 92 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to a third reading,

S. B. No. 92, A bill to be entitled "An Act providing for additional compensation for district attorneys and county attorneys performing the duties of district attorneys in counties containing cities of 35,000 inhabitants and over, and where army posts are now located, according to the last Federal census in prosecutions of violations of what is known as the 'Ten Mile Zone Law,' and in investigations before grand juries, and declaring an emergency."

The bill was read second time, and was passed to a third reading.

SENATE BILLS ON FIRST READING.

Senate bill No. 88 was laid before the House, read first time and referred to the Committee on State Affairs.

Senate bill No. 59 was laid before the House, read first time and referred to the Committee on Criminal Jurisprudence.

SENATE BILL NO. 97 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to a third reading,

S. B. No. 97, A bill to be entitled "An Act granting permission to A. B. Masterson to bring suit against the State of Texas in the district court of Brazoria county, Texas, for rents claimed to be due the said A. E. Masterson for rents on lands situated in Brazoria county, Texas, which lands were cultivated during the year 1917 by the Board of Prison Commissioners, and declaring an emergency."

The bill was read second time.

Mr. Williams of Brazoria offered the following (committee) amendments to the bill:

Amend Senate bill No. 97, by substituting for Section 1 of the bill the following new section:

"Section 1. That A. E. Masterson be and is hereby granted permission to sue the State of Texas for rents on land situated in Brazoria county, Texas, which lands were cultivated during the year 1917 by the Board of Prison Commissioners."

Amend Section 2 of the bill by substituting the following new section:

"Sec. 2. That suit herein authorized shall be filed in the district court of Travis county, Texas, provided, that payment of any judgment in the suit herein authorized shall not be made until appropriation is made by the Legislature for the purpose."

The (committee) amendments were adopted.

Senate bill No. 97 was passed to a third reading.

HOUSE BILL NO. 131 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage.

H. B. No. 131, A bill to be entitled "An Act authorizing the acknowledgments of written instruments and the taking of depositions of witnesses in the military or naval service of the United States by officers of the United States authorized under the military laws of the United States to administer oaths, and declaring an emergency."

The bill was read third time and was passed.

Mr. Bledsoe moved to reconsider the vote by which the bill was passed.

The motion to reconsider prevailed.

On motion of Mr. Williams of McLennan further consideration of the bill was postponed indefinitely.

COMMITTEE TO CONVEY INVITA- TION TO GOVERNOR.

The Chair announced the appointment of the following committee on the part of the House to convey the invitation to the Governor to address the Legislature in Joint Session: Messrs. Metcalfe, Sackett, Spencer.

BILL ORDERED NOT PRINTED.

On motion of Mr. Sackett, it was ordered that Senate bill No. 88 be not printed.

SENATE BILL NO. 108 ON SECOND READING.

Mr. Miller of Dallas moved to suspend the constitutional rule requiring

bills to be read on three several days in each house, and that Senate bill No. 108 be placed on its second reading and passage to a third reading, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—87.

Atlee.	McMillin.
Bass.	Mathis.
Beard.	Mendell.
Beason.	Metcalfe.
Bennette.	Miller of Austin.
Blackburn.	Miller of Dallas.
Blackmon.	Morris.
Bledsoe.	Murphy.
Bryan.	Nordhaus.
Burton of Rusk.	Osborne.
Butler.	Parks.
Canales.	Pillow.
Carlock.	Poage.
Clark.	Raiden.
Cox of Bee.	Roemer.
Cox of Ellis.	Rogers.
Davis of Dallas.	Sackett.
Davis of Grimes.	Sentell.
Davis of Harris.	Schlosshan.
Davis	Seawright.
of Van Zandt.	Smith of Scurry.
De Bogory.	Spencer.
Denton.	Spradley.
Dudley.	Sneed.
Dunnam.	Stephens.
Fairchild.	Strayhorn.
Fly.	Swope.
Ford.	Taylor.
Greenwood.	Templeton.
Haidusek.	Thomas.
Hardey.	Thompson
Henderson.	of Hunt.
Hill.	Tillotson.
Holland.	Tilson.
Holaday.	Valentine.
Johnson of Blanco.	Veatch.
Johnson of Ellis.	White.
Jones.	Williams
Kempen.	of Brazoria.
Laas.	Williams
Lackey.	of McLennan.
Lange.	Williford.
Lindemann.	Wilson.
McComb.	Woods.
McDowra.	Yantis.
McFarland.	

Nays—13.

Beasley.	Reeves.
Bertram.	Schlesinger.
Cope.	Smith of Hopkins.
Lacey.	Stewart.
McCord.	Terrell.
McCoy.	Traylor.
Peyton.	

Present—Not Voting.

Estes.	Wahrmund.
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Absent.

Bagby.	O'Brien.
Bedell.	Pope.
Bell.	Richards.
Bland.	Robertson.
Brown.	Sallas.
Burton of Tarrant.	Sholars.
Cates.	Smith of Bastrop.
Crudgington.	Thomason
Dodd.	of El Paso.
Harris.	Thomason
Laney.	of Nacogdoches.
Lanier.	Thompson
Monday.	of Red River.
Moore.	Tinner.
Murrell.	Upchurch.
Neill.	Vaughan.
O'Banion.	Walker.

Absent—Excused.

Baker.	Lee.
Cadenhead.	Lowe.
Hudspeth.	Meador.
King.	

The Speaker then laid before the House, on its second reading and passage to a third reading,

S. B. No. 108, A bill to be entitled "An Act to amend Section 1, Chapter 189 of the General Laws of the State of Texas, passed by the Regular Session of the Thirty-fifth Legislature of the State of Texas, 1917, relating to official short-hand reporters compensation in Dallas county."

The bill was read second time.

Mr. Swope offered the following amendments to the bill:

Amend Senate bill No. 108, Section 8, line 2, by adding after the words "Bexar county," the words "Harris county."

Amend Senate bill No. 108, in the caption thereof, by adding after the words "Dallas county," in line 5 thereof, "and Harris county."

The amendments were adopted.

Senate bill No. 108 was passed to a third reading.

SENATE BILL NO. 108 ON THIRD READING.

The Speaker then laid Senate bill No. 108 before the House on its third reading and final passage.

The bill was read third time and was passed.

Mr. Miller of Dallas moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

MOTION TO NOT PRINT BILLS.

Mr. Davis of Harris moved that Senate bills Nos. 75 and 76 be not printed, and the motion was lost.

HOUSE BILL NO. 138 WITH SENATE AMENDMENTS.

Mr. Cope called up for consideration at this time, with Senate amendments,

H. B. No. 138, A bill to be entitled "An Act providing that those engaged in any business within this State, upon which the laws require the payment of a tax on gross receipts, must obtain a permit to transact such business from the Secretary of State; providing for the issuance of such permit by the Secretary of State, what the same shall contain, and that the same shall be posted in the office of the person or concern to whom issued; providing for an application to be made for such permits, and what such application shall show; the length of time such permits are to run and when those now engaged in business must obtain permits; providing for the suspension of such permits by the Secretary of State on a certificate from the Comptroller showing the holder has failed to pay his gross receipts taxes; stating the conditions, manner and method of suspending such permits and the publication of notices with reference thereto; providing penalties for the transaction of business regulated in this act without having obtained a permit, or transacting business after such permit has been suspended and the method of collecting such penalties; authorizing suit by the Attorney General to collect such penalties, and defining the jurisdiction and venue of such suits; creating offenses for violations of this act and fixing the punishment therefor; prescribing certain duties and conferring certain authority on the Comptroller, Secretary of State and the Attorney General with reference to administering and enforcing this act; making this act cumulative of all other laws on the subject, and declaring an emergency."

The Speaker laid the bill before the House, and the Senate amendments were read.

On motion of Mr. Cope, the House concurred in the Senate amendments.

On motion of Mr. Bledsoe, by unanimous consent, the House at 12 o'clock m., agreed to stand at ease until 2 o'clock p. m., to day.

The House was called to order at 2 o'clock p. m., by the Speaker.

SENATE BILL ON FIRST READING.

Senate bill No. 112 was laid before the House, read first time and referred to the Committee on Judicial Districts.

BILL ORDERED NOT PRINTED.

On motion of Mr. Denton, it was ordered that Senate bill No. 112 be not printed.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed in the presence of the House today, after giving due notice thereof and their captions had been read severally, the following bills:

H. B. No. 93, "An Act abolishing the office of Commissioner of Pensions, conferring all powers heretofore exercised by the Commissioner of Pensions under any existing laws of this State, upon the Comptroller of Public Accounts and annulling and repealing all appropriations for the Pension Department for the year 1918 and 1919, save and except the salary of the chief clerk of said department, in the sum of \$1500 per annum, which said appropriation shall be available for the use of the Comptroller of Public Accounts in the administration of the pensions laws of this State, repealing all laws in conflict therewith, and declaring an emergency."

H. B. No. 115, "An Act to amend Sections 2 and 8 of Chapter 181, Acts of the Regular Session of the Thirty-fifth Legislature, as amended by Chapter 6, Acts of the Third Called Session of the Thirty-fifth Legislature, by adding thereto Section 2b, providing for standard 'grades and packs' of other fruits and vegetables; prohibiting common carriers from receiving fruits and vegetables for shipment or transporting the same in violation of the provisions of this act; prescribing penalties for violation of this law, and declaring an emergency."

H. B. No. 140, "An Act requiring the heads of the departments located in the Capitol and the State Land Office building in the city of Austin to file with the Superintendent of Public Buildings and Grounds a complete inventory of all furniture, fixtures, machinery, machines, typewriters and other office utilities, except books and stationery; fixing the time when such inventories must be filed; making the heads of the departments responsible for the property not accounted for and lost by reason of

carelessness and negligence of the officer; making it the duty of the Superintendent of Public Buildings and Grounds to check up such inventories and make demand for the restoration or payment of all property not lawfully accounted for; declaring that departmental heads shall neither purchase nor sell any of the personal property enumerated in this act, but when no longer of use shall be delivered to the Superintendent of Public Buildings and Grounds for disposition; making it the duty of the Superintendent of Public Buildings and Grounds to furnish the various departments with all furniture, fixtures, office necessities and utilities heretofore named, except stationery and books; regulating the manner of purchases for such purpose, but declaring that all purchases made prior to August 31, 1919, shall be made as now provided in appropriation bills, and declaring an emergency."

H. B. No. 90, "An Act regulating the purchase of junk by persons engaged as junk dealers or in the junk business; providing for uniform affidavits of junk sellers, and for same to be kept in well bound book, subject to inspection of the public; providing punishment for the violation of same; defining the terms 'junk dealer' and 'junk business,' and repealing all laws in conflict with the provisions of this act, and declaring an emergency."

H. B. No. 50, "An Act to amend Sections 12 and 16 of Chapter 190, of the Acts of the Regular Session of the Thirty-fifth Legislature, creating a 'State Highway Department,' and which sections relate to the allotment of the highway funds in aid of road construction; and to annual fees for registration of motor vehicles and motorcycles."

S. B. No. 49, "An Act to amend Chapter 2 of Title 66 of the Revised Civil Statutes of the State of Texas, 1911, relating to public health, and providing a sanitary code for Texas, by adding thereto Article 4553aa, prohibiting advertisement concerning certain diseases and afflictions, providing a penalty for the violation thereof, and declaring an emergency."

S. B. No. 99, "An Act making an emergency appropriation for the support and maintenance of the State Training School for Juveniles located at Gatesville, Texas, for the current fiscal year ending August 31, 1918, and declaring an emergency."

S. B. No. 89, "An Act to amend Chapter 27 of the General Laws of the Thirty-second Legislature of the State of

Texas, entitled 'An Act to provide additional compensation to all judges of the district courts, district attorneys of the State of Texas, and to the judge of the Criminal District Court of Harris and Galveston counties, by allowing compensation for actual and necessary expenses when engaged in the discharge of their official duties in counties other than the county of their residence,' so as to increase the maximum sum which may be paid to any district judge or district attorney in any one year from the sum of two hundred (\$200) dollars to four hundred (\$400) dollars, and declaring an emergency."

S. B. No. 63, "An Act to amend Chapter 6, Title 16, of the Penal Code of 1911, by adding thereto Article 1055a, making it a penal offense for any person to cause, encourage or contribute to the delinquency of any minor under the age of seventeen years, and declaring an emergency."

S. B. No. 48, "An Act declaring syphilis, gonorrhea and chancroid and hereinafter designated as venereal diseases, to be contagious, infectious, communicable and dangerous to the public health; providing for and requiring reports to be made by physicians and others in all cases of such diseases; requiring patients affected with venereal disease to give information thereof; requiring city county and local health officers to ascertain the existence of such diseases and the sources of infection; providing for the protection of others from infection from such diseases; providing the condition under which the name of the patients is required to be reported; requiring druggists to keep a record of sales of drugs for venereal diseases; prohibiting any person from knowingly exposing another to infection from venereal diseases; providing for the giving of certain certificates of freedom from such diseases; providing that the records and all information concerning the persons infected with such diseases shall be kept secret from the public; providing for penalty for violations of this act; investing the State, county and local health officers with all authority now provided for the enforcement of quarantine regulations, to enforce the provisions of this act, and declaring an emergency."

MOTION TO NOT PRINT BILLS.

Mr. Spencer moved to reconsider the vote by which the motion to not print Senate bills Nos. 75 and 76 was lost.

The motion to reconsider prevailed.

Mr. Williams of McLennan moved to table the motion to not print the bills, and the motion to table was lost.

Question then recurring on the motion to not print the bills, yeas and nays were demanded.

The roll was called and the vote of the House was recorded on the motion.

The roll call developed the fact that there was not a quorum present, and it was so announced.

ADJOURNMENT.

On motion of Mr. Miller of Dallas, the House at 2:12 o'clock p. m., adjourned until 2:15 o'clock p. m., Monday, March 25.

APPENDIX.

REPORT OF COMMITTEE ON PUBLIC LANDS AND LAND OFFICE.

Committee Room,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Public Lands and Land Office, to whom was referred Senate bill No. 80, have had same under consideration and I am instructed to report the same back to the House with the recommendation that it do pass.

BRYAN, Acting Chairman.

REPORT OF COMMITTEE ON JUDICIAL DISTRICTS.

Committee Room,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Judicial Districts, to whom was referred Senate bill No. 112, have had same under consideration and I am instructed to report it back to the House with the recommendation that it do pass, and that it be substituted for House bill No. 183.

TEMPLETON, Chairman.

REPORTS OF COMMITTEE ON STATE AFFAIRS.

Committee Room,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on State Affairs, to whom was referred Senate bill

No. 88, have had same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

ATLEE, Chairman.

Committee Room,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on State Affairs, to whom was referred Senate bill No. 114, have had same under consideration and I am instructed to report it back to the House with the recommendation that it do pass, and be not printed.

ATLEE, Chairman.

REPORTS OF COMMITTEE ON CRIMINAL JURISPRUDENCE.

Committee Room,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred House bill No. 76, have had same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Davis of Harris was appointed to make a full report thereon.

MURPHY, Vice-Chairman.

Committee Room,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred Senate bill No. 75, have had same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Davis of Harris was appointed to make a full report thereon.

MURPHY, Vice-Chairman.

Committee Room,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred Senate bill No. 106, have had same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

WILLIAMS OF McLENNAN, Chairman.

REPORTS OF COMMITTEE ON EN-
GROSSED BILLS.

Committee Room,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and com-
pared

H. B. No. 183, A bill to be entitled
"An Act to establish and create at Port
Arthur, Jefferson county, Texas, a city
of over 5000 inhabitants, a court to be
known as the 'Municipal Court of Port
Arthur,' etc., and declaring an emer-
gency,"

And find the same correctly engrossed.
COX of Bee, Chairman.

Committee Room,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and com-
pared

H. B. No. 180, A bill to be entitled
"An Act making it the duty of the Sec-
retary of State to examine and con-
sider applications for refund for permit
fee and franchise taxes paid by foreign
corporations, under protest, against the
constitutionality of the permit fee and
franchise tax acts of the State of Texas
recently held void by the Supreme Court
of the United States; defining the duties
of the Secretary of State with refer-
ence to this matter, and regulating the
method of approving and registering
these claims; authorizing suits to be
brought against the Secretary of State
in his official capacity in any district
court of Travis county for the estab-
lishment and allowance of any claim re-
jected by the Secretary of State; reg-
ulating such suit and prescribing the
duties of the Secretary of State in the
event of a final judgment establishing
any claim; prescribing the period of
time within which such claims must be
presented to the Secretary of State and
within which suits must be filed on re-
jected claims and fixing a period of lim-
itation when such claims shall be void,
and declaring an emergency,"

And find the same correctly engrossed.
COX of Bee, Chairman.

Committee Room,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Engrossed

Bills have carefully examined and com-
pared

H. B. No. 99, A bill to be entitled
"An Act making appropriation to pay
miscellaneous claims against the State,
authorizing the payment of said miscel-
laneous items on the taking effect of this
act, making additional appropriations
for the support of the State Govern-
ment, for the fiscal year ending August
31, 1918, and August 15, 1919, and de-
claring an emergency,"

And find the same correctly engrossed.
COX of Bee, Chairman.

Committee Room,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and com-
pared

H. B. No. 63, A bill to be entitled
"An Act abolishing the State Highway
Commission of three members and vest-
ing the management and control of the
State Highway Department in the Rail-
road Commission of the State of Texas
to be administered as a bureau of said
Commission; providing for the election
by the Commission, with the consent of
the Senate, of a secretary of the State
Highway Bureau, who shall have admin-
istrative control of the highway bureau,
under the direction and supervision of
the Railroad Commission; fixing the
term of office of the secretary; providing
for the filling of vacancies therein; pre-
scribing that such secretary shall take
the constitutional oath and execute
bond; fixing the salary of such secre-
tary and prescribing how the same shall
be paid; fixing the salary of the State
Highway Engineer and prescribing how
the same shall be paid; providing for the
publication and distribution of lists of
registered motor vehicles in their nu-
merical order; providing that all appli-
cations for registrations and license of
motor vehicles, motorcycles, manufac-
turers, dealers and chauffeurs shall here-
after be filed with the collector of taxes
for the county of the residence of the ap-
plicant and that all license fees be paid
to such tax collector; providing that the
tax collector shall make weekly remit-
tance to the State Highway Bureau of
one-half of the gross registration fees
collected, the remaining one-half to be
deposited in the county depository; pro-
viding that the tax collector shall for-
ward to the State Highway Bureau
a list certified to by him of all registra-
tions of motor vehicles and chauffeurs

and dealers and for registration thereof by the Highway Bureau and the distribution of number plates and seals; providing for deposit of funds coming into the hands of the State Highway Bureau in the State Treasury; creating a special fund known as the State Highway fund, and providing for its distribution; making an appropriation of the State Highway fund for the two years beginning June 22, 1917; providing this act shall be cumulative of all highway laws except where in conflict herewith, and declaring an emergency."

And find the same correctly engrossed.
COX of Bee, Chairman.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 50, "An Act to amend Sections 12, 16 and 19 of Chapter 190, Acts of the Regular Session of the Thirty-fifth Legislature, creating a State Highway Department, and which sections relate to the allotment of Highway funds in road construction, and to the method of collecting registration fees on motor vehicles and motorcycles; and which amendments provide for authority to increase the allotment of funds to aid in the construction of highways in the different counties; and providing that registrations of motorcycles and motor vehicles may be for quarterly periods; and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 11:15 o'clock a. m., presented same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 90, "An Act regulating the purchase of junk by persons engaged as junk dealers or in the junk business, providing for uniform affidavits of junk sellers, and for same to be kept in well bound books, subject to inspection of the public, providing punishment for the violation of same, defining the terms 'Junk Dealer' and 'Junk Business,'

and repealing all laws in conflict with the provisions of this act, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 11:15 o'clock a. m., presented same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 101, "An Act to amend Article 7828 of Revised Statutes of Texas, 1911, providing the Governor shall appoint six public weighers in every city which receives annually one hundred thousand bales of cotton,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 10:30 o'clock a. m., presented same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 10, Authorizing the Board of Trustees of the State Juvenile Training School to lease all necessary agricultural lands upon such terms and for such time as may be expedient,

Have carefully compared same, and find it correctly enrolled, and have this day, at 10:30 o'clock a. m., presented same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 170, "An Act to amend Section 1 of House bill No. 95, Chapter 38, pages 392, 393, 394 and 395, of the published laws enacted by the Thirty-fifth Legislature at its First Called Session creating the Milano Independent School District; revising the metes and bounds of said district, excluding certain territory therefrom; and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this

day, at 10:30 o'clock a. m., presented same to the Governor for his approval.
McCOY, Chairman.

Committee Room,

Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 149, "An Act to authorize persons, associations of persons, corporations and districts to conserve the fresh waters of streams for irrigation against pollution by salt sea tides,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 10:30 o'clock a. m., presented same to the Governor for his approval.
McCOY, Chairman.

Committee Room,

Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 94, "An Act for the protection of the health, safety and comfort of employes in factories, mills, workshops, mercantile establishments, laundries or other establishments where females are employed, providing for proper temperature and ventilation for the protection of the health of employes, requiring the removal of gas, effluvia, or odors from places where employes are required to work and means to allay dust injurious to the health of persons employed, prohibiting decomposed or putrescent matter or refuse of any kind to be allowed to remain in or around such place of employment, providing for cleaning, sweeping and dusting outside of working hours, requiring doors used by employes as entrances or exits to open outward, prescribing the number of water closets, earth closets or privies to be supplied and requiring separate closets or privies for males and females, requiring such closets or privies to be kept clean and effectively disinfected and ventilated, authorizing the Commissioner of Labor Statistics or any of his deputies or inspectors to enter any factory, mill, workshop, mercantile establishment, laundry or other establishment for making inspection and enforcing the provisions of the act, authorizing the said Commissioner, his deputies or inspectors to issue an order for the correction of insanitary or immoral

conditions or neglect to remove fumes and gases injurious to employes where females are employed; in case of failure or refusal on the part of owner, superintendent, manager or other person in control or management of such establishment giving the Commissioner of Labor Statistics, his deputies or inspectors power to close such establishment or any part of it until such time as said orders are complied with, providing how such powers may be exercised, and providing a method for testing the validity, etc., of such orders, fixing penalties for violation of provisions of the act and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 10:30 o'clock a. m., presented same to the Governor for his approval.
McCOY, Chairman.

Committee Room,

Austin, Texas, March 25, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 93, "An Act abolishing the office of Commissioner of Pensions, conferring all powers heretofore exercised by the Commissioner of Pensions under any existing laws of this State upon the Comptroller of Public Accounts and annulling and repealing all appropriations for the pension department for the years 1918 and 1919, save and except the salary of the chief clerk of said department, in the sum of \$1500 per annum, which said appropriation shall be available for the use of the Comptroller of Public Accounts in the administration of the pension laws of this State, repealing all laws in conflict therewith, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at — o'clock — m., presented same to the Governor for his approval.
McCOY, Chairman.

Committee Room,

Austin, Texas, March 24, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 140, "An Act requiring the heads of the departments located in the Capitol and the State Land Office building in the city of Austin to file with the Superintendent of Public Buildings and Grounds a complete inventory of all

furniture, fixtures, machinery, machines, typewriters and other office utilities, except books and stationery; fixing the time when such inventories must be filed; making the heads of the departments responsible for the loss of property not accounted for and lost by reason of carelessness and negligence of the officers; making it the duty of the Superintendent of Public Buildings and Grounds to check up such inventories and make demand for the restoration or payment of all property not lawfully accounted for; declaring that departmental heads shall neither purchase nor sell any of the personal property enumerated in this act, but when no longer of use shall be delivered to the Superintendent of Public Buildings and Grounds for disposition; making it the duty of the Superintendent of Public Buildings and Grounds to furnish the various departments with all furniture, fixtures, office necessities and utilities heretofore named, except stationery and books; regulating the manner of purchases for such purposes, but declaring that all purchases made prior to August 31, 1918, shall be made as now provided in appropriation bills; and declaring an emergency."

Have carefully compared same, and find it correctly enrolled, and have this day, at 10:30 o'clock a. m., presented same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 23, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 134, "An Act to authorize the payment by the State Prison Commission of debts contracted by the Prison Commission prior to January 7, 1915, for which appropriation was made from the general revenues by Chapter 201, Acts of the Thirty-fifth Legislature, Regular Session; providing that the sum of three hundred sixty-two thousand four hundred twenty-three and 43-100 dollars paid in discharge of prison system indebtedness from the general revenues for the fiscal year beginning September 1, 1917, be transferred from the special funds of the Prison Commission to the general revenue; providing that the further sum of three hundred eighty-seven thousand seven hundred eighty-three and 51-100

dollars, provided to be paid from the general revenues during the fiscal year beginning September 1, 1918, in discharge of prison system indebtedness may be paid from funds of the prison system at the time and under the conditions specified in the said act providing for payment of such Prison Commission indebtedness and interest thereon, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 2:55 o'clock p. m., presented same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 23, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 115, "An Act to amend Sections 2 and 8 of Chapter 181, Acts of the Regular Session of the Thirty-fifth Legislature, as amended by Chapter 6, Acts of the Third Called Session of the Thirty-fifth Legislature, by adding thereto Section 2b, providing for standard 'grades and packs' of other fruits and vegetables; prescribing penalties for violation of this law, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at — o'clock — m., presented same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 23, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 104, "An Act to amend Articles 3003 and 3007 of Chapter 7, Title 49, of the Revised Civil Statutes of Texas of 1911, relating to officers of election assisting a voter in preparing his ballot; and also amending Article 258, Chapter 2, Title 6, of the Revised Penal Code of Texas of 1911, so as to provide a penalty for the violation of said articles of the Revised Civil Statutes as the same are hereby amended, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 2:55 o'clock p. m., presented same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 22, 1918.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 133, "An Act to authorize
the commissioners court of Bell county
to fund an issue of road warrants with
an issue of road improvement bonds and
thereby relieve the road and bridge fund
of the warrant debt, and declaring an
emergency,"

Have carefully compared same, and
find it correctly enrolled, and have this
day, at 2:20 o'clock p. m., presented
same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 23, 1918.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 107, "An Act to amend
Article 3093 of the Revised Civil
Statutes of Texas of 1911, providing
that none but citizens of the United
States shall vote in primary elections or
conventions, and providing that the right
to vote be given women by any law
passed at the Fourth Called Session of
the Thirty-fifth Legislature is not by
this act repealed, restricted, or limited;
and declaring an emergency,"

Have carefully compared same, and
find it correctly enrolled, and have this
day, at 2:20 o'clock p. m., presented
same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 22, 1918.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 110, "An Act to amend Ar-
ticle 3086 (Chapter 10, Title 49), Re-
vised Civil Statutes of 1911, so as to
provide that no candidate at a primary
election for a State or district officer
shall be declared the nominee of any
political party unless he has complied
with all the requirements of law, and
received a majority of the votes cast for
all candidates for such office at such
primary election; providing for the
holding of a second primary elec-
tion and fixing the date for the
holding of all second primary elections;

and to amend Articles 3138, 3139 and
3140 of the Revised Statutes of 1911,
so as to fix the time for the meeting
of the State Executive Committee to
canvass returns, and of the State con-
ventions, and declaring an emergency,"

Have carefully compared same, and
find it correctly enrolled, and have this
day, at 2:20 o'clock p. m., presented
same to the Governor for his approval.

McCOY, Chairman.

TWENTY-THIRD DAY.

(Monday, March 25, 1918.)

The House met at 2:15 o'clock p. m.
pursuant to adjournment.

(Speaker Fuller in the chair.)

The roll was called and the following
members were present:

Mr. Speaker.	Kempen.
Atlee.	Laas.
Bass.	Lacey.
Beard.	Lackey.
Beasley.	Lange.
Beason.	Lindemann.
Bedell.	McComb.
Bennette.	McCord.
Bertram.	McCoy.
Blackburn.	McDowra.
Blackmon.	McFarland.
Bledsoe.	McMillin.
Bryan.	Mathis.
Burton of Rusk.	Mendell.
Butler.	Metcalf.
Carlock.	Miller of Austin.
Clark.	Miller of Dallas.
Cope.	Monday.
Cox of Bee.	Murphy.
Cox of Ellis.	Murrell.
Davis of Dallas.	Osborne.
Davis of Grimes.	Parks.
Davis of Harris.	Peyton.
Davis	Pillow.
of Van Zandt.	Poage.
De Bogory.	Raiden.
Denton.	Reeves.
Dudley.	Rogers.
Dunnam.	Sackett.
Estes.	Sentell.
Fairchild.	Schlesinger.
Fly.	Schlosshan.
Ford.	Seawright.
Greenwood.	Smith of Bastrop.
Haidusek.	Smith of Hopkins.
Hardey.	Smith of Scurry.
Henderson.	Spencer.
Hill.	Spradley.
Holland.	Sneed.
Holaday.	Stewart.
Johnson of Blanco.	Stephens.
Johnson of Ellis.	Swope.
Jones.	Taylor.